

REMARKS

Claims 56-85 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims are respectfully requested in view of the foregoing remarks.

A. Objections to Drawings

Applicants have amended FIGS. 3, 4, 5, 7, and 10 responsive to the Examiner's objections, as indicated above. Note that FIG. 6 has not been amended since it already includes the numeral 113.

The following are the corrections made to the drawings:

- In FIG. 3, the numeral 74 is deleted and the element BFS 43 is added;
- In FIG. 4, the numerals 88, 89, and 90 are deleted along with their respective pointers;
- In FIG. 5, the numerals 107 and 108 are deleted along with their respective pointers;
- In FIG. 7, the numeral 121 and its corresponding pointer are deleted; and
- In FIG. 10, the numeral 121 and its corresponding pointer are deleted.

B. Official Notice in Office Action

The Examiner has taken Official Notice that "the use of split-picture presentation and picture-in-picture presentation of information is notoriously well known in the art ." According to MPEP 2144.03, "It would not be appropriate for the examiner to take official notice of facts without citing a prior art reference where the facts asserted to be well known are not capable of instant and unquestionable demonstration as being well-known." MPEP 2144.03 also states that "If such notice is taken, the basis for such reasoning must be set forth explicitly. The Examiner must provide specific factual findings predicated on sound technical and scientific reasoning to support his or her conclusion of common knowledge." Therefore, Applicants respectfully traverse the Examiner's Official Notices for at least the following reasons:

1. The facts sought to be established by the Official Notices are not capable of "instant and unquestionable demonstration as being well-known."
2. The bases for the Official Notices were not set forth explicitly.
3. The Examiner did not provide specific factual findings predicated on sound technical and scientific reasoning to the support the conclusions of common knowledge.
4. The Examiner failed to cite documentary support for the Official Notices.

C. Claim Rejections and Objections

Claims 1-55 have been cancelled without prejudice, waiver, or disclaimer. Therefore, rejections of and objections to claims 1-55 are rendered moot. Applicants are not addressing the validity of all assertions made by the Examiner regarding claims 1-55 since the validity of such assertions may not be relevant to the allowance of the newly presented claims 56-85. Therefore, Applicants should not be presumed to agree with any statements made by the Examiner regarding claims 1-55 unless otherwise specifically indicated by Applicants.

D. New Claims

Claims 56-85, which have been newly added, are adequately supported by the specification, including at least FIGS. 7-10 and their related descriptions. These newly added claims are allowable because they claim subject matter that is not disclosed, taught or suggested by the cited references. Consideration and allowance of these newly added claims is respectfully requested.

Claim 56

Claim 56 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “responsive to receiving the viewer input, providing the plurality of sequential data supplements at a plurality of respective times corresponding to respective portions of the video presentation.”

Claims 57-65

Claims 57-65 are allowable for at least the reason that they depend from claim 56, which has been shown to be allowable over the cited references.

Claim 66

Claim 66 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “provide the plurality of sequential data supplements responsive to the STT receiving viewer input from a viewer.”

Claims 67-75

Claims 67-75 are allowable for at least the reason that they depend from claim 66, which has been shown to be allowable over the cited references.

Claim 76

Claim 76 is allowable for at least the reason that none of the cited references teach, suggest, or disclose “processing means for enabling the system to provide the plurality of sequential data supplements responsive to the system receiving the viewer input.”

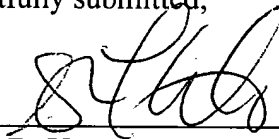
Claims 77-85

Claims 63-71 are allowable for at least the reason that they depend from claim 76, which has been shown to be allowable over the cited references.

CONCLUSION

Applicants respectfully maintain that the currently pending claims 56-85 are in condition for allowance. Should the Examiner have any comments or suggestions that would place the subject patent application in better condition for allowance, he is respectfully requested to telephone the undersigned attorney at (770) 933-9500.

Respectfully submitted,



Jeffrey R. Kuester, Reg. No. 34,367

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**
Suite 1750
100 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500

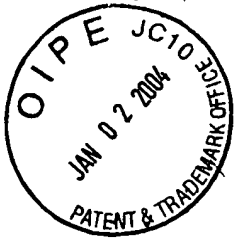
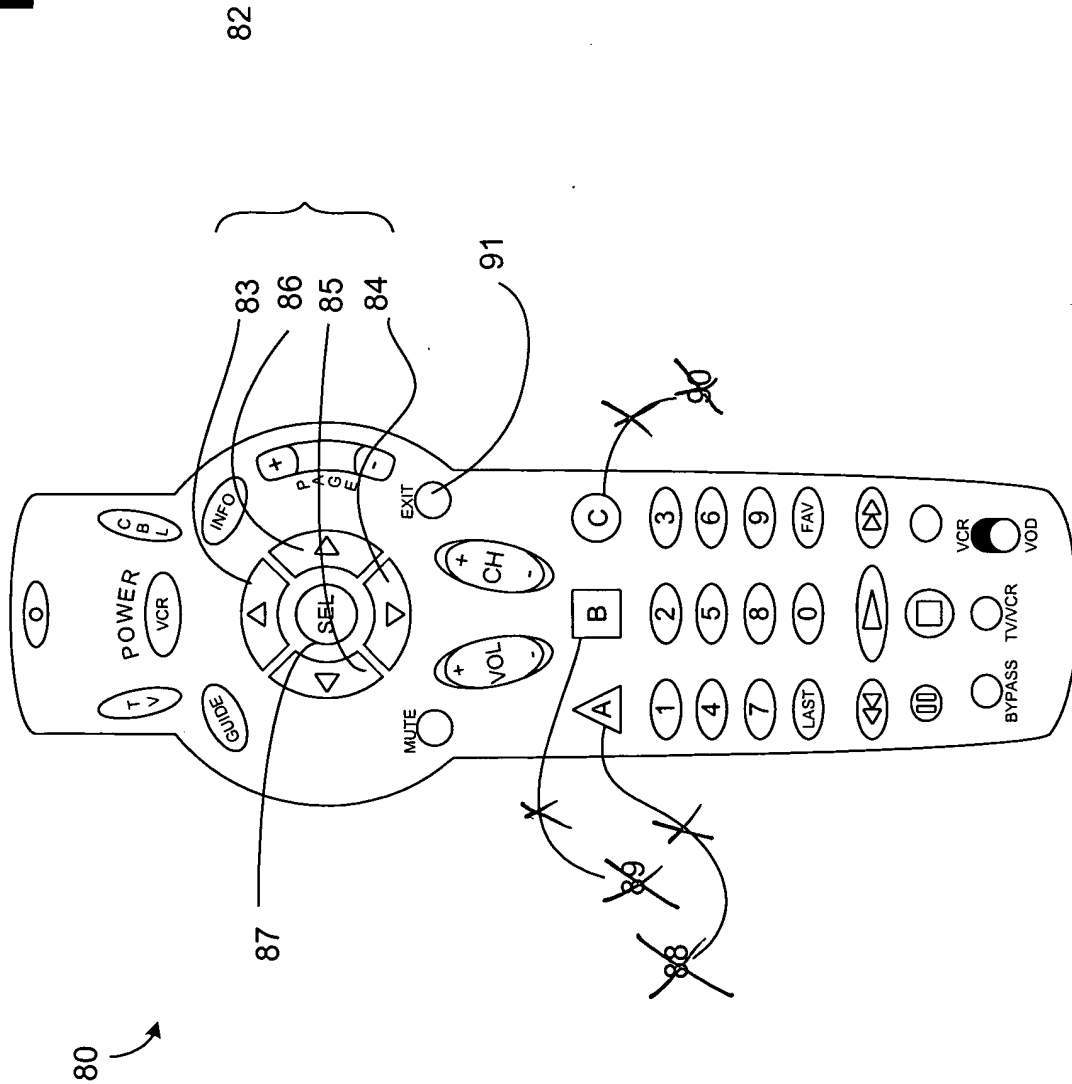
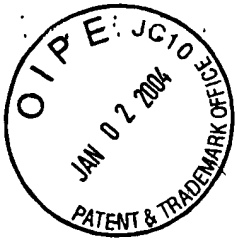


FIG. 4





6/11

FIG. 5

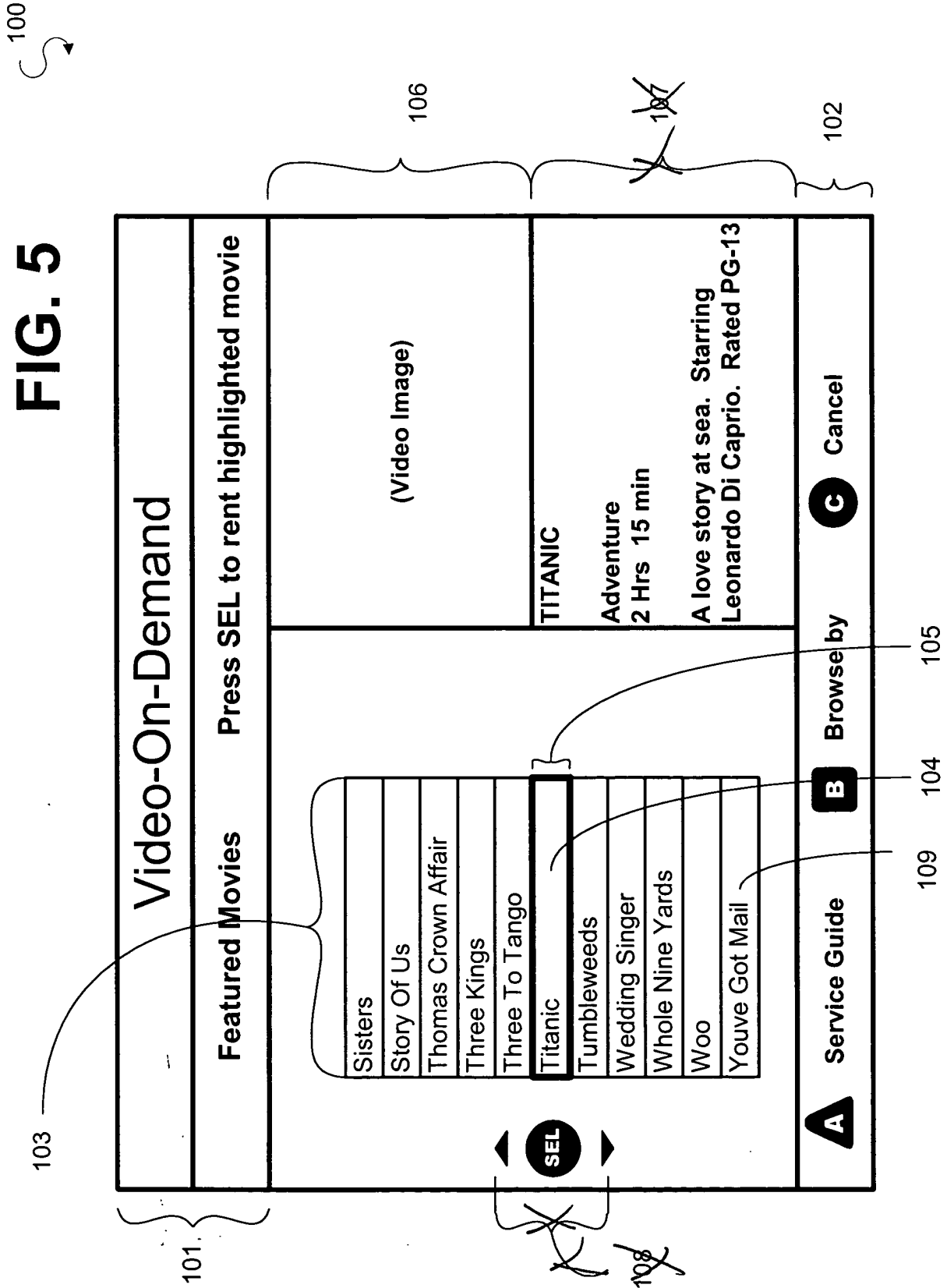
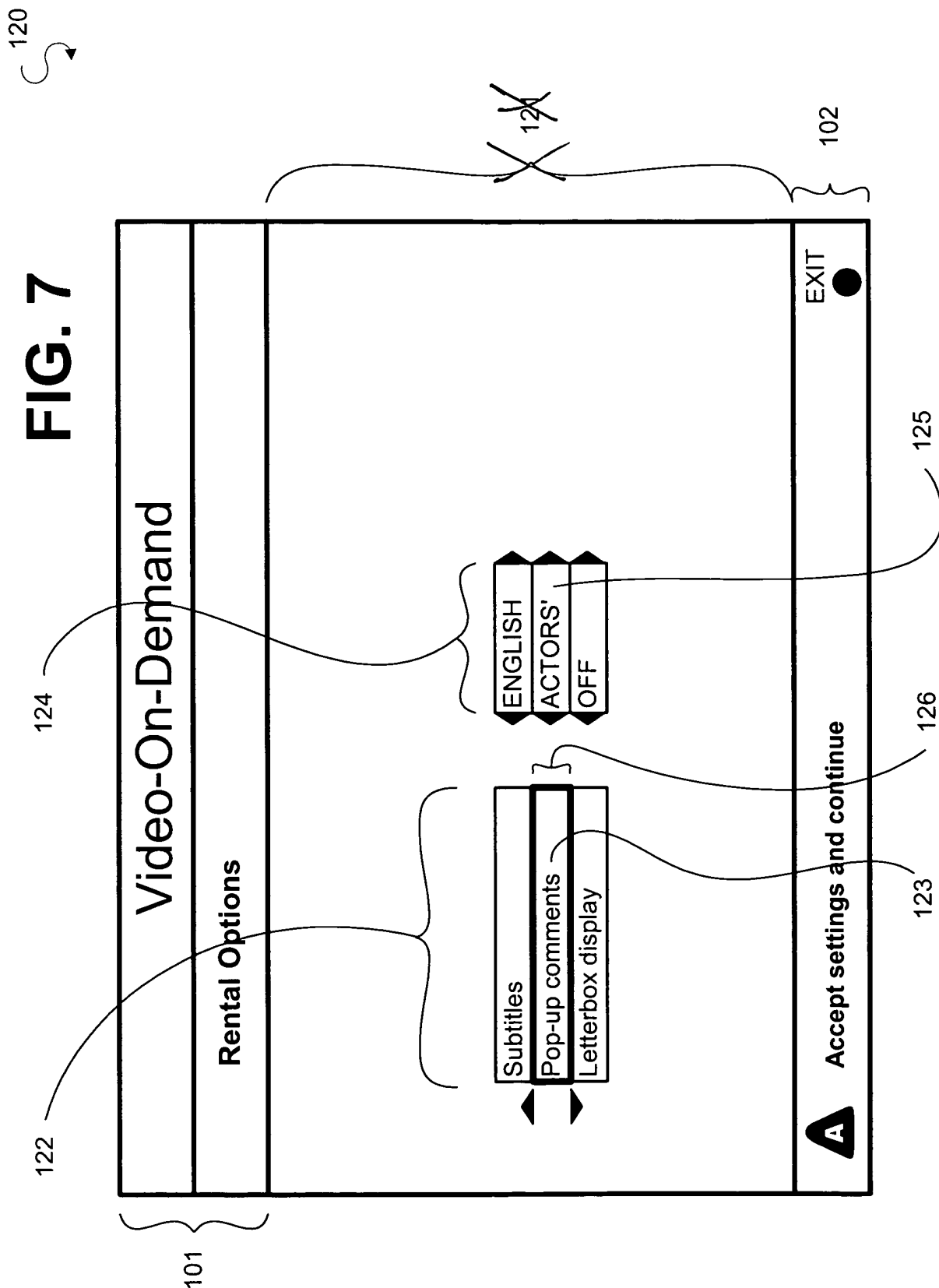


FIG. 7



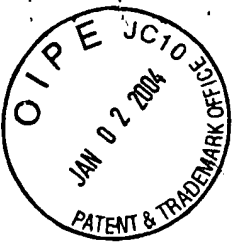


FIG. 10

150



Video-On-Demand	
Current Rental	Stopped
<p>Titanic 1998 Drama, R 3 hours 15 minutes</p> <p>Time Remaining</p> <p>Playing Time: 1:00 <input type="checkbox"/></p> <p>Rental Period: 2:00 <input type="checkbox"/></p> <p>Rental ends Sat 1 / 22 1:00pm</p>	<p>(Video Image)</p> <p>SELECT TYPE OF COMMENTS</p> <div><div>◀ ● ▶</div><div>SEL</div><div>▶</div></div> <div><div>Director comments</div><div>Producer comments</div><div>Actor comments</div><div>Critics' comments</div><div>Viewer comments</div></div> <p>EXIT ●</p>

154

155

156

157

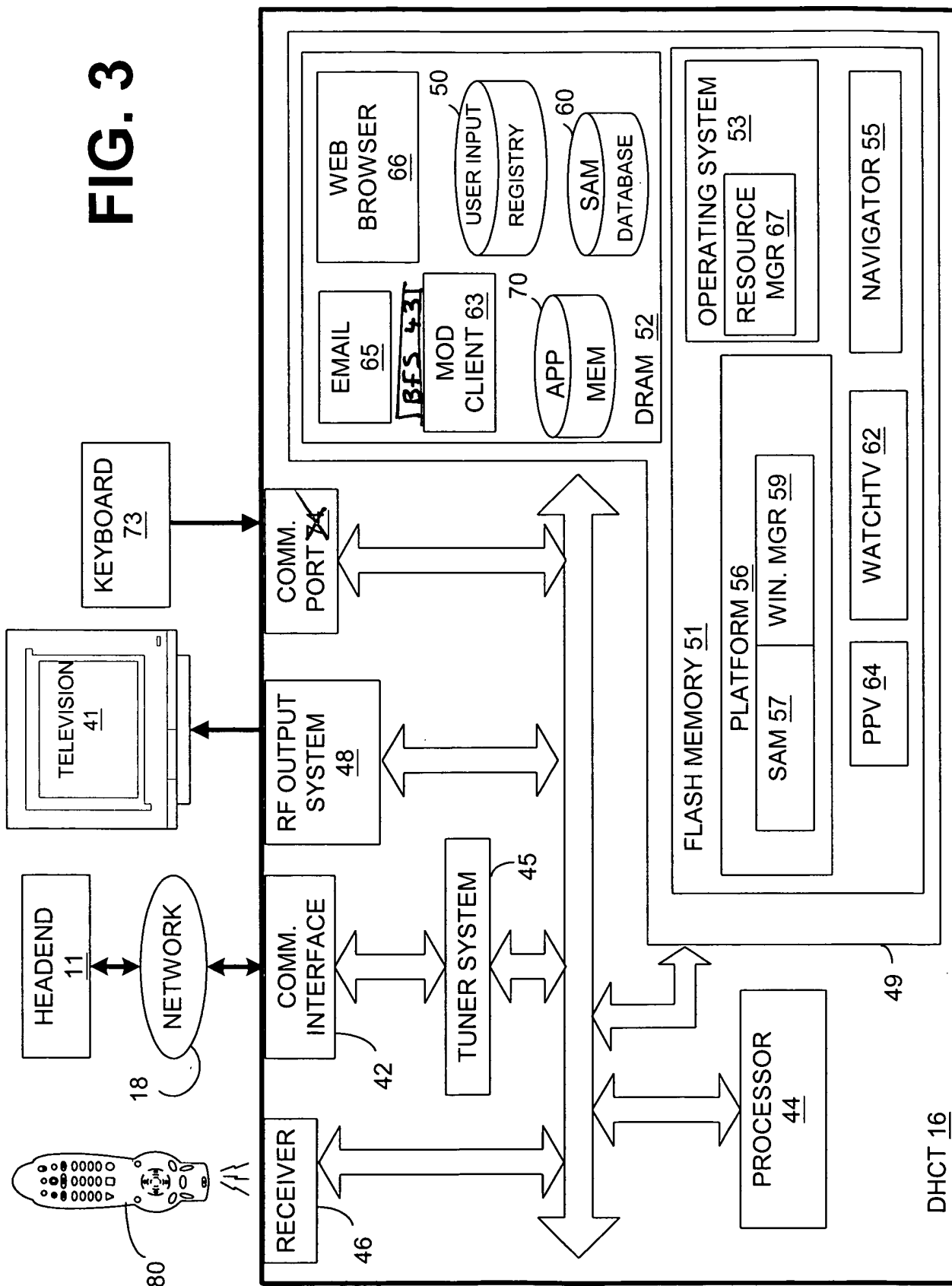
158

153





FIG. 3



DHCT 16